



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II
EDISON, NEW JERSEY 08837

181158



SEP 10 1996

PROMPT REPLY NECESSARY
VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Southwood J. Morcott, CEO
Dana Corporation
4500 Dorr Street
Toledo, Ohio 43697

Re: Cornell-Dubilier Electronics Site, Hamilton Industrial Park,
333 Hamilton Boulevard, South Plainfield, Middlesex County,
New Jersey

Request for Information Pursuant to Comprehensive
Environmental Response, Compensation and Liability Act, 42
U.S.C. §§9601-9675

Dear Mr. Morcott:

This letter seeks your cooperation in providing information and documents relating to the Cornell-Dubilier Electronics Superfund Site (the "Site"), located at Hamilton Industrial Park, 333 Hamilton Boulevard, South Plainfield, Middlesex County, New Jersey. We encourage you to give this letter your immediate attention and request that you provide a complete and truthful response to the attached Request for Information within 30 calendar days of your receipt of this letter.

As you know, the U.S. Environmental Protection Agency ("EPA") is charged with responding to the release or threatened release of hazardous substances, pollutants and contaminants into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), as amended, 42 U.S.C. §§9601-9675.

EPA has been performing a removal site evaluation ("RSE") to determine whether any contamination detected at the Site would be eligible for a removal action under CERCLA. Releases and threatened releases of hazardous substances into the environment have been documented by EPA at the Site. In response to the release of hazardous substances and the threat of future releases at this Site, EPA has spent, and anticipates additional

expenditure of, public funds. These actions have been, and will continue to be, taken pursuant to CERCLA.

Under Section 104(e) of CERCLA, EPA has broad information-gathering authority which allows EPA to require persons to provide information or documents relating to the materials generated, treated, stored or disposed of at or transported to a facility, the nature or extent of a release or threatened release of a hazardous substance, pollutant or contaminant at or from a facility, and the ability of a person to pay for or perform a cleanup.

While EPA seeks your cooperation in this investigation, your compliance with the Request for Information is required by law. When you have prepared your response to the Request for Information, please have an officer or other responsible official of the company sign and have notarized the enclosed "Certification of Answers to Request for Information", and return that Certification to EPA along with your response. Please note that false, fictitious or fraudulent statements or representations may subject you to civil or criminal penalties under federal law. In addition, Section 104 of CERCLA, 42 U.S.C. Section 9604, authorizes EPA to pursue penalties for failure to comply with requests for information.

Some of the information EPA is requesting may be considered by you to be confidential business information. Please be aware that you may not withhold the information on that basis. If you wish EPA to treat all or part of the information confidentially, you must advise EPA of that fact by following the procedures described in the Instructions included in the attached information request, including the requirement of supporting your claim of confidentiality.

If you have information about other parties who may have information which may assist EPA in its investigation of the Site or may be responsible for the contamination at the Site, that information should be submitted to EPA within the time frame noted above.

Please note that if after submitting your response you obtain additional or different information concerning the matters addressed by our information request, you must promptly notify EPA.

Your response to this Request for Information should be sent to:

Muthu Sundram, Esq.
New Jersey Superfund Branch
Office of Regional Counsel
U.S. Environmental Protection Agency, Region II
290 Broadway
New York, NY 10007-1866

with a copy to:

Nick Magriples
Removal Action Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region II
2890 Woodbridge Avenue
Edison, New Jersey 08837

This Request for Information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §§3501-3520.

If you have any questions regarding the Request for Information, or would like to discuss this matter with EPA, you may call Mr. Muthu Sundram at (212)637-3148. We appreciate your anticipated cooperation and look forward to your prompt response to this information request.

Sincerely yours,



Richard L. Caspe, Director
Emergency and Remedial Response Division

cc: N. Magriples, EPA-RAB
M. Sundram, EPA-ORC
M. Wiggett, EPA-RAB

Enclosures

INSTRUCTIONS FOR RESPONDING TO REQUEST FOR INFORMATION

A. Directions

1. A complete and separate response should be given for each question.
2. Identify each answer with the number of the question to which it is addressed.
3. For each document produced in response to this Request for Information, indicate on the document, or in some other reasonable manner, the question to which it applies.
4. In preparing your response to each question, consult with all present and former employees and agents of your company whom you have reason to believe may be familiar with the matter to which the question pertains.
5. In answering each question, identify each individual and any other source of information (including documents) that was consulted in the preparation of the response to the question.
6. If you are unable to give a detailed and complete answer, or to provide any of the information or documents requested, indicate the reason for your inability to do so.
7. If you have reason to believe that an individual other than one employed by your company may be able to provide additional details or documentation in response to any question, state that person's name, last known address, phone number and the reasons for your belief.
8. If a document is requested but not available, state the reason for its unavailability. To the best of your ability, identify the document by author, date, subject matter, number of pages, and all recipients of the document with their addresses.
9. If anything is omitted from a document produced in response to this Request for Information, state the reason for and the subject matter of the omission.

Page 2 of Attachment to Letter from Richard L. Caspe

10. If you cannot provide a precise answer to a question, please approximate but, in any such instance, state the reason for your inability to be more specific.
11. Whenever this Request for Information requests the identification of a natural person, or other entity, the person or entity's full name and present or last known address also should be provided.
12. Confidential Information. The information requested herein must be provided even though you may contend that it includes confidential business information or trade secrets. You may assert a confidentiality claim covering part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. Sections 9604(e)(7)(E) and (F), and 40 C.F.R. Section 2.203(b).

If you make a claim of confidentiality for any of the information you submit to EPA, you must prove that claim. For each document or response you claim to be confidential, you must separately address the following points:

1. the portions of the information which are alleged to be entitled to confidential treatment;
2. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);
3. measures taken by you to guard against the undesired disclosure of the information to others;
4. the extent to which the information has been disclosed to others, and the precautions taken in connection therewith;
5. pertinent confidentiality determinations, if any, by EPA or other federal agencies, and a copy of any such determinations or reference to them, if available; and
6. whether you assert that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, and if so, what those harmful effects would be, why they should be viewed as substantial, and an explanation of the causal relationship between disclosure and such harmful effects.

To make a confidentiality claim, please stamp, or type, "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise non-confidential documents should be clearly identified.

Please submit your response so that all non-confidential information, including any redacted versions of documents, are in one envelope and all materials for which you desire confidential treatment are in another envelope.

All confidentiality claims are subject to EPA verification. It is important that you satisfactorily show that you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so, and that it is not and has not been obtainable by legitimate means without your consent. Information covered by such claim will be disclosed by EPA only to the extent permitted by CERCLA Section 104(e) and 40 C.F.R. Part 2, Subpart B. If no such claim accompanies the information when it is received by EPA, then it may be made available to the public by EPA without further notice to you.

B. Definitions

1. As used herein, the terms "Cornell-Dubilier Electronics Site" or the "Site" shall refer to approximately 24 acres of property currently known as Hamilton Industrial Park in the Borough of South Plainfield, Middlesex County, New Jersey, and including, but not limited to, the parcel identified as Block 256, Lot 1 on the municipal tax map in the Borough of South Plainfield.
2. As used herein, the term "hazardous substance" shall have the meaning set forth in Section 101(14) of CERCLA, 42 U.S.C. §9601(14). The substances which have been designated as hazardous substances pursuant to Section 102(a) of CERCLA (which, in turn, comprise a portion of the substances that fall within the definition of "hazardous substance" under Section 101(14) of CERCLA) are set forth at 40 CFR Part 302.
3. As used herein, the terms "hazardous waste," "disposal" and "storage" shall have the meanings set forth in Sections 1004(5), (3) and (33) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. §6903(5), (3) and (33), respectively.
4. As used herein, the term "industrial waste" shall mean any solid, liquid or sludge or any mixtures thereof which possess any of the following characteristics:

- a. it contains one or more "hazardous substances" (at any concentration) as defined in 42 U.S.C. §9601(14);
 - b. it is a "hazardous waste" as defined in 42 U.S.C. §6903(5);
 - c. it has a pH less than 2.0 or greater than 12.5;
 - d. it reacts violently when mixed with water;
 - e. it generates toxic gases when mixed with water;
 - f. it easily ignites or explodes;
 - g. it is an industrial waste product;
 - h. it is an industrial treatment plant sludge or supernatant;
 - i. it is an industrial byproduct having some market value;
 - j. it is coolant water or blowdown waste from a coolant system;
 - k. it is a spent product which could be reused after rehabilitation; or
 - l. it is any material which you have reason to believe would be toxic if either ingested, inhaled or placed in contact with your skin.
5. As used herein, the term "release" shall have the meaning set forth in Section 101(22) of CERCLA, 42 U.S.C. §9601(22), and includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.
6. As used herein, the terms "the Company" and "your Company" refer not only to Dana Corporation as it is currently named and constituted, but also to all predecessors in interest of Dana Corporation and all subsidiaries, divisions, affiliates and branches of Dana Corporation.
7. The term "you" shall mean the addressee of this Request, and shall include the addressee's officers, managers, employees, contractors, trustees, partners, successors, assigns or agents.
8. The term "document" and "documents" shall mean any object that records, stores or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including but not limited, to, any invoice, manifest, bill of lading, consignment document, custody release document, delivery document, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, summary documents concerning aggregate sales or billing, order, correspondence, record book, minutes, memorandum of

telephone and other conversations, including meetings, agreements and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular, form, pamphlet, statement, journal, postcard, letter, telegram, telex, report, notice, message, analysis, comparison, graph, chart, interoffice or intraoffice communications, photostat or other copy of any documents, microfilm or other film record, any photograph, sound recording or any type of device, any punch card, disk or tape or other type of memory generally associated with computers and data processing (together with the programming instructions necessary to use such computer memory); and (a) every copy of each document which is not an exact duplicate of a document which is produced, (b) every copy which has any writing, figure or notation, annotation or the like on it, (c) drafts, (d) attachments to or enclosure with any document, and (e) every document referred to in any other document.

9. Interpret "and" as well as "or" to include within the scope of the question as much information as possible. If two interpretations of a question are possible, use the one that provides more information.
10. The term "identify" means, with respect to a corporation, partnership, or business entity (including a sole proprietorship) to set forth its full name, address, telephone number, legal form of the organization (e.g. corporation, partnership, etc.), if any, and a brief description of its business.
11. The term "identify" means, with respect to a natural person, to set forth the person's name, present or last known employer, business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, occupation, position or business.
12. All terms not defined herein shall have their ordinary meanings, unless such terms are defined in CERCLA or RCRA, in which case the statutory definitions apply.

REQUEST FOR INFORMATION

1.
 - a. State the correct legal name and mailing address of your Company.
 - b. State the name(s) and address(es) of the President and the Chairman of the Board, or other presiding officer of the Company.

- c. State the legal form of business (e.g., corporation, partnership, etc.). Identify the state and date of incorporation of the Company and the Company's agents for service of process in the state of incorporation and in New Jersey State.
 - d. If your Company is a subsidiary or affiliate of another corporation or other entity, identify each of those other entities and those entities' presidents and Chairmen of the Board. Identify the state of incorporation and agents for service of process in the state of incorporation and in New Jersey State for each entity identified in your response to this question.
2. Describe in detail the nature of the Company's past operations at the Site. State the years that the Company operated at the Site. Describe in detail the Company's manufacturing and assembly processes, research and development activities, testing, and any other business activities associated with its operations at the Site during the years noted above. If these operations changed over time, please indicate how they changed and approximately when the changes occurred. Provide copies of all maps, schematics, flow diagrams, facility diagrams and/or other representations, depictions, and photographs of the Site or any portion of the Site, in your possession, indicating the specific locations and buildings for each of the activities listed above.
3. Provide a detailed list of products manufactured by your Company at the Site until your Company ceased operations at the Site. Provide documents in support of your list.
4. Provide a detailed list of chemicals, including hazardous substances, hazardous wastes, process residuals and industrial wastes used, stored, generated or handled by the Company in its operations at the Site, including but not limited to, organic cleaning solvents and all PCB aroclors. Describe the use for each of the chemicals at the Site. Estimate quantities used on an annual basis and include the sources of these chemicals at that time. Provide documents in support of your list.
5. If PCBs were used, stored, generated or handled by the Company at the Site, provide a detailed description of these activities. Include any diagrams, floor plans or other documents which would help to describe and explain the manufacturing processes and the use of PCBs. If used, were the PCBs mixed with any other chemicals to improve product performance or for testing purposes? If so, provide a list

of the chemicals and an estimate of the quantities used.

6. Describe in detail how and where any chemicals, including, hazardous substances, hazardous wastes, process residuals and industrial wastes that were used, generated or otherwise handled by your Company at the Site, were stored there prior to disposal. For what period of time and in what quantities were these materials stored or otherwise kept at the Site?
7. Describe the methods by which chemicals, including, hazardous substances, hazardous wastes, process residuals and industrial wastes that were used, generated or otherwise handled by your Company at the Site, were disposed of by the Company. Estimate quantities generated for each waste on an annual basis. Provide documents in support of your list.
8. Did your Company or any of its agents, representatives, officers or employees ever enter into contracts or other arrangements of any kind relating to the treatment or disposal of hazardous substances, hazardous wastes, process residuals or industrial wastes from the Site? If so, describe in detail the nature of all such arrangements, with whom they were made, the nature and volume of substances involved, and the period during which such arrangements were in effect. Identify all companies and individuals/employees of your Company who participated in any of these arrangements or in the generation, transportation, treatment or disposal of the hazardous substances, hazardous wastes, process residuals and industrial wastes.
9. Indicate whether you have ever contracted with any person(s) or other business entity(s) for the purchase, storage, or disposal of PCBs or PCB-containing materials. If your answer is yes, please provide a full identity of the entity so identified.
10. Were hazardous substances, hazardous wastes, process residuals and industrial wastes that were used, generated or otherwise handled by your Company at the Site, including PCB-contaminated liquids or any other type of PCB waste material, transformers, or capacitors containing PCBs, ever disposed of at the Site? If so, respond to each of the following:
 - a. state the periods during which such disposal occurred at each area identified in your response;
 - b. identify each of the materials disposed of at the Site, including the chemical content, characteristics, and form (solid, liquid, sludge or gas) of the material;
 - c. describe the method of disposal used;

- d. describe how the material was containerized (if at all) at the time of the disposal;
 - e. state the quantity of each such material that was disposed of at the Site; and,
 - f. identify the locations at the Site where such disposal occurred and mark all such locations on the enclosed Site map.
- 11. Were off-specification products disposed of at the Site? If so identify the locations at the Site where such disposal occurred and mark all the locations on the enclosed a Site map.
 - 12. State the names, telephone numbers and present or last known addresses of all individuals, including former employees, whom you have reason to believe may have knowledge, information or documents regarding operations at the Site, and the use, storage, disposal, generation or handling of hazardous substances, hazardous wastes, process residuals or industrial wastes at the Site, the transportation of such materials to the Site, or the identity of any companies whose material may have been treated or disposed of at the Site.
 - 13. Were oils or any similar material used for dust suppression on the Site's dirt roadway? If so, describe the material and estimate the quantity used on an annual or one-time basis.
 - 14. Compared to the physical appearance of the Site at the time of the Company's arrival, what was the condition of the Site when the Company sold the business/property? Please provide a description of any changes to the wetlands near the Site that took place during your operations at the Site.
 - 15. Provide copies of all documents relating to and confirming the Company's past ownership of the Site.
 - 16. Provide copies of all past and present leases with respect to the Site.
 - 17. Did the Company conduct any assessments, investigations, or cleanup of hazardous substances at the Site? If yes, describe each activity conducted, state the costs incurred for each activity, and provide copies of all relevant documents.
 - 18. Name each and every person, laboratory, consultant or

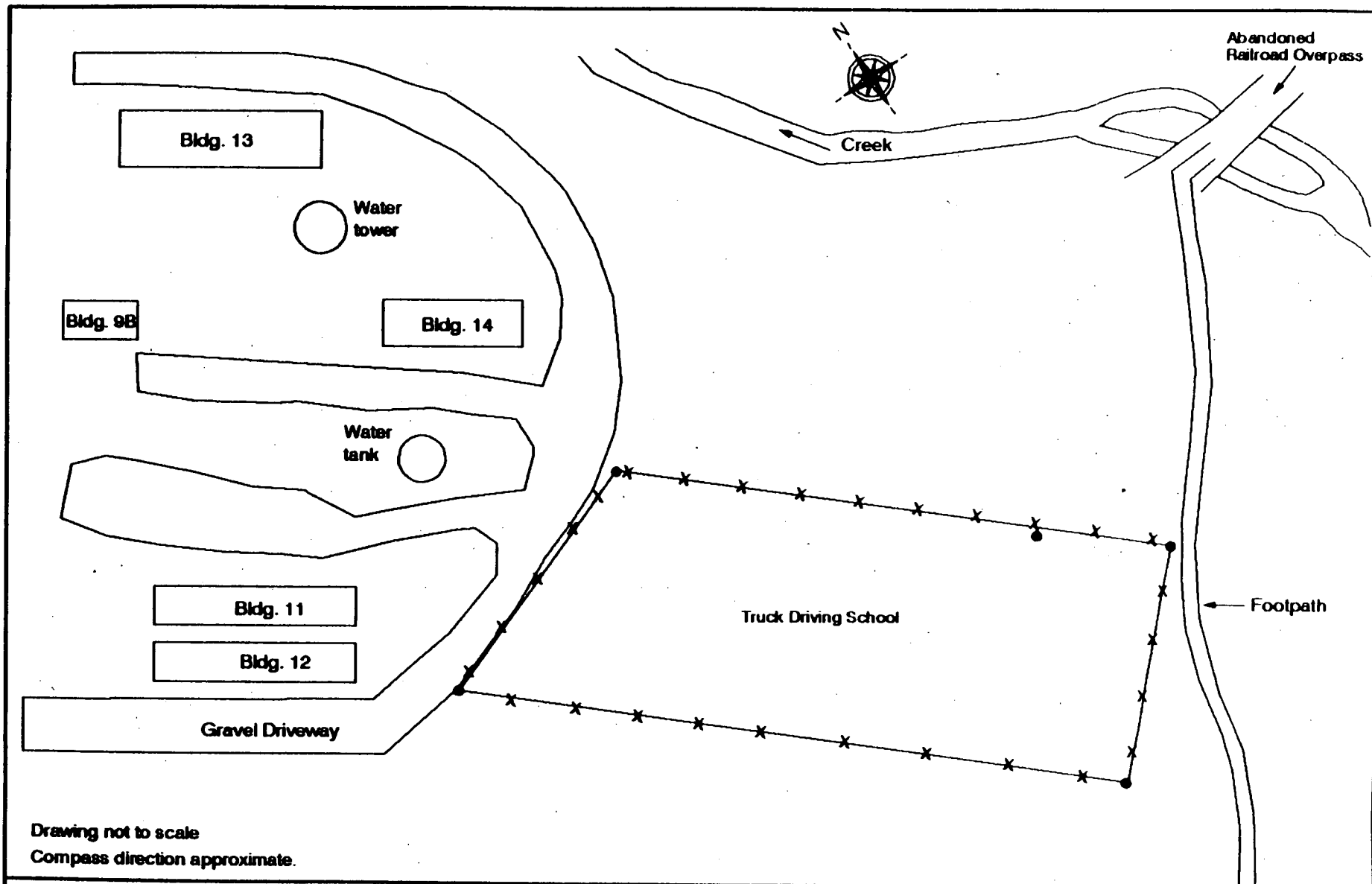
consulting firm that conducted any environmental sampling or monitoring at the Site. For each such person or firm identified, produce, all logs, reports, and records relating to the Site.

19. Did any government agency ever conduct any environmental investigations or cleanups at the Site? If so, describe, including the date of such activities and the date of your knowledge of these activities, and provide copies of all relevant documents.
20. Did the Company, or any other entity, ever conduct any soil-moving activities or filling at the Site during the Company's ownership of the Site? If so, describe the type of material that was used as fill and provide copies of all relevant documents.
21. Has the Site, or any portion of the Site, been the subject of any inspection by any Town, County or State regulatory agencies concerning fire, safety, health, or occupational matters? If yes, describe each such inspection and provide copies of all relevant documents.
22. Did any individuals involved in the sale of the Site make any representations concerning the physical characteristics of the Site including the land and the soil? If yes, describe all representations made and provide copies of all relevant documents.
23. Was anyone at your Company aware at any time between the date of purchase and the date of sale of the Site that hazardous chemicals and/or contamination were present at the Site? If so, please state the date, nature and extent of your Company's knowledge.
24. Has there ever been a release (see Definitions above) of any hazardous substance (see Definitions above) at the Site? If yes, state the date of the release, identify the material released, the location of the release, and the quantity of the material released.
25. In addition to the documents requested above, please provide copies of the following:
 - a. all contracts and agreements and all other records relating to any transactions or arrangements between your Company and any of the parties named in your responses to questions 8. and 9., above;
 - b. all insurance policies and indemnification agreements held or entered into by your Company or its parent

corporation(s), subsidiary or subsidiaries which arguably could indemnify any of these companies against any liability which such companies may have under CERCLA for releases and threatened releases of hazardous substances at and from the Site. In response to this request, please provide not only those insurance policies and agreements which currently are in effect, but also those which were in effect during the period(s) when any hazardous substances, hazardous wastes, process residuals, or industrial wastes may have been released or threatened to be released into the environment at or from the Site;

- c. all records relating to any releases of hazardous substances, hazardous wastes, process residuals or industrial wastes at the Site;
 - d. all permits, including State Pollution Discharge Elimination System ("SPDES") or other discharge permits, which your Company secured for purposes of conducting business at the Site;
 - e. all analyses, characterizations, or other descriptions of any of the hazardous substances, hazardous wastes, process residuals or industrial wastes deposited or otherwise conveyed to the Site;
 - f. all documents in your possession regarding Site contamination and/or sampling results, including, but not limited to, all documents to or from engineering or environmental consultants; and,
 - g. all waste manifests, invoices or other documents (including, but not limited to, log books and relevant notes) relating to the disposal of the hazardous substances, hazardous wastes, process residuals or industrial wastes deposited or otherwise conveyed to the Site.
26. Identify and produce all procedures, procedure manuals, employee training manuals, employee orientation materials, or combination thereof, which show the precautions or methods adopted or used by you for the removal, handling or disposal of hazardous substances, hazardous waste, or industrial waste.
27. Identify all individuals that managed or controlled the day-to-day operations of the Company at the Site, and describe their involvement.

28. Identify your employees (both supervisory and non-supervisory) or other outside contractors who were responsible for the supervision; and oversight or management of the generation, utilization and/or disposal of any of the materials that are identified as hazardous substances, hazardous wastes, or industrial wastes at the Site.
29. Please identify any other entities that have owned or conducted operations at the Site and provide any documents pertaining to such ownership or operation. For each entity, further identify the dates of their involvement at the Site, the nature of their involvement at the Site, and all evidence that hazardous substances, hazardous wastes, process residuals or industrial wastes were released or threatened to be released at the Site during the period which they owned or operated the Site.
30. State the name, address, telephone number, title and occupation of each person answering this Request for Information and state whether such person has personal knowledge of the answers. In addition, identify each person who assisted or was consulted in the preparation of this Request for Information.



Drawing not to scale
Compass direction approximate.



Roy F. Weston, Inc.
FEDERAL PROGRAMS DIVISION

EPA PM
N. Magriples

Cornell-Dubiller Electronics
South Plainfield, NJ

IN ASSOCIATION WITH RESOURCE APPLICATION, Inc.
C.C. JOHNSON & MALHOTRA, P.C., R.E. BARRIERA ASSOCIATES,
PRC ENVIRONMENTAL MANAGEMENT, AND GRB ENVIRONMENTAL SERVICES, INC.

START PM

Figure 1: Site Map

CORNELL-DUBILIER ELECTRONICS SITE
CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of _____

County of _____:

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that my company is under a continuing obligation to supplement its response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or the Company's response thereto should become known or available to the Company.

NAME (print or type)

TITLE (print or type)

SIGNATURE

Sworn to before me this

day of _____, 19__

Notary Public

Z 085 459 725



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to Dana Corporation	
Street and No. 4500 Dorr Street	
P.O., State and ZIP Code Toledo, Ohio 43697	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$33.1
Postmark or Date	

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Dana Corporation
% Southwood J. Morcott, CEO
4500 Dorr Street
Toledo, Ohio 43697

4a. Article Number

Z 085 459 725

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☒ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

SEP 16 1996

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X **J. Desgrois**

UNITED STATES POSTAL SERVICE



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USPS
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• Print your name, address, and ZIP Code in this box •

U.S.EPA
2890 Woodbridge Avenue
Edison, NJ 08837

ATT: Nick Magniples

